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Via ECF

August 20, 2021

Hon. Gregory H. Woods  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl St., Courtroom 12C  
New York, NY 10007-1312

Re: **WCA Holdings III, LLC v. Panasonic Avionics Corporation, No. 20-cv-7472**

Dear Judge Woods:

We write in regards to the above referenced action. Pursuant to Rule 1(F) of Your Honor's Individual Rules of Practice in Civil Cases, Defendant Panasonic Avionics Corporation ("Panasonic") and Plaintiff WCA Holdings III, LLC ("WCA") (collectively, the "Parties"), respectfully request that the Court enter the [Proposed] Revised Civil Case Discovery Plan and Scheduling Order (ECF Dkt. No. ("Dkt.") 47), filed August 20, 2021 ("8/20/21 Proposed Order"). We respond to each of the requirements of Rule 1(F) as follows:

*(1) The reason for the request that the Court enter the proposed order or stipulation*

In July 2021, the Parties conducted their third-party witness depositions; however, collectively, at least *eleven* (11) more witnesses need to be deposed *before* the current fact discovery deadline of September 16, 2021. Although the scope of discovery may change following the Court's ruling on the pending motion to dismiss the amended complaint (*see* Dkts. 34-40), based on the discovery conducted to date, the Parties are in agreement that the fact discovery deadlines are not feasible, and that, at least, a three-month extension of all deadlines is reasonable under the circumstances. This extension also includes additional time towards the end of December to account for the 2020/2021 Holiday season. The 8/20/21 Proposed Order reflects the Parties' agreement.

Furthermore, the Parties are engaged in ongoing discovery meet and confers concerning, among other things, additional document collections and productions, and setting dates for depositions based on the availability of witnesses. Additionally, as previously indicated during the November 19, 2020 initial conference, as well as the Parties' prior request to amend the Scheduling Order, the Parties are engaged in ongoing meaningful settlement discussions. Thus the 8/20/21 Proposed Order also reflects the parties' desire to expeditiously resolve this case while providing adequate time to conduct necessary discovery.



(2) *The position of each of the parties with respect to the proposed order or stipulation*

The Parties agree to all terms of the 8/20/21 Proposed Order.

(3) *The basis for the Court's legal authority to enter the proposed order or stipulation*

This Court possesses “the inherent power to manage its own affairs so as to achieve the orderly and expeditious disposition of cases.” *Lewis v. Rawson*, 564 F.3d 569, 575 (2d Cir. 2009) (citing *Link v. Wabash R.R. Co.*, 370 U.S. 626, 630-31 (1962)).

(4) *Any other information that the parties believe would provide context for the Court's evaluation of the request*

The Parties believe that the 8/20/21 Proposed Order strikes a reasonable and appropriate balance between the Parties' desire to expeditiously manage this case while allowing adequate time to support continued meaningful settlement discussions.

We appreciate the Court's time and attention to this matter.

Respectfully Submitted,

/s/ Wanda French-Brown

Wanda French-Brown  
Counsel for Defendant Panasonic Avionics Corporation

/s/ Christopher M. Wyant

Christopher M. Wyant  
Counsel for Plaintiff WCA Holdings III, LLC